

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP-29954-2019 (O&M)
Date of Decision:17.10.2019**

M/s RKM Housing Ltd.

... Petitioner

Versus

Punjab State Consumer Disputes Redressal Commission & others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. JPS Sidhu, Advocate for the petitioner.

....

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner assails a notice dated 26.08.2019 (Annexure P-1) issued during the course of execution proceedings arising out of order dated 23.01.2019 (Annexure P-3) passed by the State Consumer Disputes Redressal Commission, Punjab in Consumer Complaint No.302 of 2018.

Having heard counsel at length and having perused the pleadings on record, this Court is of the considered view that the instant writ petition is wholly misconceived.

Counsel concedes that against the order dated 23.01.2019 passed by the State Consumer Disputes Redressal Commission, Punjab (Annexure P-3), an appeal has been filed before the National Consumer Disputes Redressal Commission and which is still pending adjudication.

It is also the admitted premise that the National Consumer Disputes Redressal Commission in the appeal preferred by the petitioner herein has passed the interim order dated 29.08.2019 staying the operation of the order dated 23.01.2019 of the Punjab State Consumer Disputes Redressal

Commission subject to deposit of 50% of the decretal amount before the State Commission within a period of six weeks of the date of passing of the order.

On a specific query having been put, counsel concedes that 50% of the decretal amount has not been deposited by the petitioner as of date.

The instant writ petition can only be seen as an attempt to circumvent the interim order dated 29.08.2019 passed by the National Consumer Disputes Redressal Commission, New Delhi.

Needless to observe that in case the petitioner felt aggrieved of the interim directions issued by the National Consumer Disputes Redressal Commission, New Delhi, it is open for the petitioner to avail of its remedies in accordance with law.

No interference in the matter is called for.

Petition is dismissed.

17.10.2019

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**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |